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3 UNITED STATES DISTRICT COURT  
4 WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 CHRISTOPHER MILLER,

7 Plaintiff,

8 v.

9 MARGARET GILBERT, et al.,

10 Defendants.

CASE NO. C16-5891 BHS-JRC

ORDER ADOPTING REPORT  
AND RECOMMENDATION

11 This matter comes before the Court on the Report and Recommendation ("R&R")  
12 of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 58. The Court  
13 having considered the R&R and the remaining record, and no objections having been  
14 filed, does hereby find and order as follows:

15 (1) The R&R is **ADOPTED**; and

16 (2) Plaintiff's motion to voluntarily dismiss Defendant McCarty is  
17 **GRANTED.**

18 Dated this 19th day of October, 2017.

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21 BENJAMIN H. SETTLE  
22 United States District Judge